ပြည်ထောင်စုသမ္မတမြန်မာနိုင်ငံတော်
မြန်မာနိုင်ငံရင်းနှီးမြှုပ်နှံမှုကော်မရှင်
ခွင့်ပြုမိန့်

ခွင့်ပြုမိန့်အမှတ် ၉၆၉ /၂၀၁၅ ၂၀၁၅ ခုနှစ်၊ ဇွန်လ ၂၈ ရက်

ပြည်ထောင်စုသမ္မတ မြန်မာနိုင်ငံတော် နိုင်ငံခြား ရင်းနှီးမြှုပ်နှံမှု ဥပဒေပုဒ်မ ၁၃၊ ပုဒ်မခွဲ(ခ)အရ ဤခွင့်ပြုမိန့်ကို မြန်မာနိုင်ငံ ရင်းနှီးမြှုပ်နှံမှု ကော်မရှင်က ထုတ်ပေး လိုက်သည်-

(က) ရင်းနှီးမြှုပ်နှံသူ/ကမကထပြုသူအမည် MR. JIA XINHUA

(ခ) နိုင်ငံသား CHINESE

(ဂ) နေရပ်လိပ်စာ FLAT C-5-601, JIANG DOG HUA CHENG PEN LONG QU KUE MING CITY, YUEN NAN, PEOPLE'S REPUBLIC OF CHINA

(ဃ) ပင်မအဖွဲ့အစည်းအမည်နှင့်လိပ်စာ SUN PAK INTERNATIONAL GROUP LIMITED, FLAT/RM 901 AB, 9/F HO KUNG COMM CTR 2-16, FA YUEN ST., MONGKOK, HONG KONG, CHINA

(င) ဖွဲ့စည်းရာအရပ် PEOPLE'S REPUBLIC OF CHINA

(စ) ရင်းနှီးမြှုပ်နှံသည့်လုပ်ငန်းအမျိုးအစား သောက်ရေသန့် နှင့် အချိုရည် ထုတ်လုပ် ဖြန့်ဖြူး ရောင်းချခြင်းလုပ်ငန်း

(ဆ) ရင်းနှီးမြှုပ်နှံသည့်အရပ်ဒေသ(များ) အကွက်အမှတ်-၄၀၊ အမှတ်-၃ လမ်းမကြီး၊ ပျဉ်းမပင်စက်မှုဇုန်၊ မင်္ဂလာဒုံ မြို့နယ်၊ ရန်ကုန်တိုင်းဒေသကြီး

(ဇ) နိုင်ငံခြားမတည်ငွေရင်းပမာဏ အမေရိကန်ဒေါ်လာ ၂.၁ သန်း

(ဈ) နိုင်ငံခြားမတည်ငွေရင်းယူဆောင်လာရမည့်ကာလ ကော်မရှင်ခွင့်ပြုမိန့်ရရှိသည့် နေ့မှ (၅) နှစ် အတွင်း

(ည) စုစုပေါင်းမတည်ငွေရင်းပမာဏ(ကျပ်) အမေရိကန် ဒေါ်လာ ၃ သန်း နှင့်ညီမျှသော မြန်မာ ကျပ်ငွေ (အမေရိကန်ဒေါ်လာ ၂.၁ သန်း အပါအဝင်)

(ဋ) တည်ဆောက်မှုကာလ ၆ လ

(ဌ) ရင်းနှီးမြှုပ်နှံမှုခွင့်ပြုသည့် သက်တမ်း ၃၀ နှစ်

(ဍ) ရင်းနှီးမြှုပ်နှံမှုပုံစံ ဖက်စပ်နိုင်ငံခြားရင်းနှီးမြှုပ်နှံမှု

(ဎ) မြန်မာနိုင်ငံတွင်ဖွဲ့စည်းမည့် ကုမ္ပဏီအမည် MYANMAR JUICE COMPANY LIMITED

ဥက္ကဋ္ဌ
မြန်မာနိုင်ငံရင်းနှီးမြှုပ်နှံမှုကော်မရှင်

Form (2)

501-A

28-6-2015

THE REPUBLIC OF THE UNION OF MYANMAR

The Myanmar Investment Commission

PERMIT

Permit No. 969 / 2015 Date 28th , June 2015

This Permit is issued by the Myanmar Investment Commission according to the section 13 (b) of the Republic of the Union of Myanmar Foreign Investment Law-

(a) Name of Investor/Promoter MR. JIA XINHUA

(b) Citizenship CHINESE

(c) Address FLAT C-5-601, JIANG DOG HUA CHENG PEN LONG QU KUE MING CITY, YUEN NAN, PEOPLE'S REPUBLIC OF CHINA

(d) Name and Address of Principal Organization SUN PAK INTERNATIONAL GROUP LIMITED, FLAT/RM 901 AB, 9/F HO KUNG COMM CTR 2-16, FA YUEN ST., MONGKOK, HONG KONG, CHINA

(e) Place of incorporation PEOPLE'S REPUBLIC OF CHINA

(f) Type of Investment Business MANUFACTURING AND DISTRIBUTION OF PURIFIED DRINKING WATER AND JUICE

(g) Place(s) at which investment is permitted PLOT NO. (40), NO. 3 ROAD, PYINMABIN INDUSTRIAL ZONE, MINGALADON TOWNSHIP, YANGON REGION

(h) Amount of Foreign Capital US$ 2.1 MILLION

(i) Period for Foreign Capital Brought in WITHIN (5) YEARS FROM THE DATE OF ISSUANCE OF MIC PERMIT

(j) Total Amount of Capital (Kyat) EQUIVALENT IN KYAT OF US$ 3.0 MILLION (INCLUDING US$ 2.1 MILLION)

(k) Construction period 6 MONTHS

(l) Validity of Investment Permit 30 YEARS

(m) Form of Investment JOINT VENTURE

(n) Name of Company Incorporated in Myanmar MYANMAR JUICE COMPANY LIMITED

Chairman

The Myanmar Investment Commission

THE REPUBLIC OF THE UNION OF MYANMAR

MYANMAR INVESTMENT COMMISSION

No.(1), THITISAR ROAD, YANKIN TOWNSHIP, YANGON

Our ref : DICA-2/FI-212/ 2015(501-A) Tel: 95-01-658127

Date : 28th June 2015 Fax: 95-01-658136

Subject : Decision of the Myanmar Investment Commission on the Proposal for "Manufacturing and Distribution of Purified Drinking Water and Juice" under the name of "Myanmar Juice Company Limited"

Reference: Myanmar Juice Company Limited Letter dated (30-3-2015)

1. The Myanmar Investment Commission, at its meeting (10/2015) held on (5-6-2015) had approved the proposal for investment in "Manufacturing and Distribution of Purified Drinking Water and Juice" under the name of "Myanmar Juice Company Limited" submitted as a Joint Venture between Sunpak International Group Company Limited (30%) from the Republic of the Union of Myanmar and Sunpak International Group Limited (70%) from the Republic of China.

2. Hence, the "Permit" is herewith issued in accordance with Chapter VII, section 13(b) of Foreign Investment Law and Chapter VIII, Rule 49 of the Foreign Investment Rules relating to Foreign Investment Law. Terms and conditions to the "Permit" are stated in the following paragraphs.

3. The permitted duration of the project shall be 30 (thirty) years and extendable for 5(five) years in 2(two) times commencing from the date of the issuance of Myanmar Investment Commission's permit. The land lease term is initial 30 (thirty) years and extendable for 10 (ten) years once from the date of signing of the Lease Agreement between Myanma Economic Holdings Limited and Myanmar Juice Company Limited.

4. The annual rent for the land and building shall be US$ 318,000 (United States Dollar three hundred and eighteen thousand only) of the total area measuring 8.6 acres (35212.62 square meters). The rate of rent shall be reviewed every 5(five) years term. On expiry of lease or termination of

contract, the Myanmar Juice Company Limited shall retransfer the leased land, plant, building and machinery to the between Myanma Economic Holdings Limited in good condition.

5. Myanmar Juice Company Limited shall pay Signature Bonus of US$ 79,500 (United States Dollar seventy nine thousand and five hundred only) to Myanma Economic Holdings Limited within 15 days after signing of the Lease Agreement.

6. In issuing this "Permit," the Commission has granted, the following exemptions and reliefs as per Chapter XII, section 27(a),(h) and (i) of the Foreign Investment Law. Other exemptions and reliefs under section 27 shall have to be applied upon the actual performance of the project;

(a) As per section 27(a), income tax exemption for a period of five consecutive years including the year of commencement on commercial production;

(b) As per section 27(h), exemption or relief from customs duty or other internal taxes or both on machinery, equipment, instruments, machinery components, spare parts and materials used in the business, which are imported as they are actually required for use during the period of construction of business;

(c) As per section 27(i), exemption or relief from customs duty or other internal taxes or both on raw materials imported for production for the first three-year after the completion of construction of business;

7. Myanmar Juice Company Limited shall have to sign the Lease Agreement with Myanma Economic Holdings Limited. Sunpak International Group Limited (Incorporated in Hong Kong) shall have to sign the Joint Venture Agreement with Sunpak International Group Company Limited (Incorporated in Myanmar). After signing such Agreements, each of (5)copies shall have to be forwarded to the Commission.

8. Myanmar Juice Company Limited in consultation with the Division of Company Registration, Directorate of Investment and Company Administration shall have to be registered. After registration, (5)copies each of Certificate of

Incorporation and Memorandum of Association and Articles of Association shall have to be forwarded to the Commission.

9. Myanmar Juice Company Limited shall use its best efforts for timely realization of works stated in the Proposal. If none of such works has been commenced within one year from the date of issue of this "Permit" it shall become null and void.

10. Myanmar Juice Company Limited has to abide by Chapter X, Rule 58 and 59 of the Foreign Investment Rules for construction period.

11. As per Chapter X, Rule 61 of the Foreign Investment Rules, extension of construction period shall not be granted more than twice except it is due to unavoidable events such as natural disasters, instabilities, riots, strikes, emergency of State condition, insurgency and outbreak of wars.

12. As per Chapter X, Rule 63 of the Foreign Investment Rules, if the investor cannot construct completely in time during the construction period or extension period, the Commission will have to withdraw the permit issued to the investor and there is no refund for the expenses of the project.

13. The commercial date of operation shall be reported to the Commission.

14. Myanmar Juice Company Limited shall endeavour to meet the targets for production in the proposal as the minimum target.

15. The Commission approves periodical appointments of foreign experts and technicians from abroad as per proposal and also in accordance with Chapter XI, section 24 and section 25 of the Foreign Investment Law and Myanmar Juice Company Limited has to follow the existing Labour Laws for the recruitment of staff and labour in accordance with Chapter XIII, Rule 84 of the Foreign Investment Rules.

16. In order to evaluate foreign capital and for the purpose of its registration in accordance with the provisions under Chapter XV, section 37 of the Foreign Investment Law, it is compulsory to report as early as possible in the following manner:-

(a) the amount of foreign currency brought into Myanmar, attached with the necessary documents issued by the respective bank where the account is opened and defined under Chapter XVI, Rules 134 and 135 of the Foreign Investment Rules;

(b) the detailed lists of the type and value of foreign capital defined under Chapter I, section 2(i) of the Foreign Investment Law, other than foreign currency.

17. Whenever Myanmar Juice Company Limited brings in foreign capital defined under Chapter I, section 2 (i) of the Foreign Investment Law, other than foreign currency in the manner of paragraph 15(b) mentioned above, the Inspection Certificate endorsed and issued by an internationally recognized Inspection Firm with regard to quantity, quality and price of imported materials shall have to be attached.

18. Myanmar Juice Company Limited has the right to make account transfer and expend the foreign currency from his bank account in accordance with Chapter XVI, Rule 136 of the Foreign Investment Rules and for transfer of local currency generated from the business to the local currency account opened at the bank by a citizen or a citizen-owned business in the State and right to transfer back the equivalent amount of foreign currency from the foreign currency bank account of citizen or citizen-owned business by submitting the sufficient document in accordance with Chapter XVII, Rule 145 of the Foreign Investment Rules.

19. Myanmar Juice Company Limited shall report to the Commission for any alteration in the physical and financial plan of the project. Cost overrun, over and above the investment amount pledged in both local and foreign currency shall have to be reported as early as possible.

20. Myanmar Juice Company Limited shall be responsible for the preservation of the environment at and around the area of the project site. In addition to this, it shall carry out as per instructions made by Ministry of Environmental Conservation and Forestry in which to conduct Initial Environmental Examination(IEE) and Environmental Management Plan (EMP) which

describe the measure to be taken for preventing, mitigation and monitoring significant environmental impacts resulting from the implementation and operation of proposed project or business or activity has to be prepared and submitted and to perform activities in accordance with this EMP and to abide by the environmental policy, Environmental Conservation Law and other environmental related rules and procedures.

21. After getting permit from Myanmar Investment Commission, Myanmar Juice Company Limited shall have to be registered at the Directorate of Industrial Supervision and Inspection.

22. After getting permit from Myanmar Investment Commission, Myanmar Juice Company Limited must follow National Food Law and it is necessary to get the permission of Food and Drug Administration (FDA) under Ministry of Health.

23. Myanmar Juice Company Limited shall have to abide by the Fire Services Department's rules, regulations, directives and instructions. Moreover, fire prevention measures shall have to undertake such as water storage tank, fire extinguishers and provide training to use the fire fighting equipments and also to appoint fire safety officer.

24. Myanmar Juice Company Limited in consultation with Myanma Insurance, shall effect such types of insurance defined under Chapter XII, Rule 79 and 80 of the Foreign Investment Rules.

(Zay Yar Aung)
Chairman

Myanmar Juice Company Limited

cc:
1. Office of the Government of the Republic of the Union of Myanmar
2. Ministry of Home Affairs
3. Ministry of Foreign Affairs
4. Ministry of Environmental Conservation and Forestry
5. Ministry of Electric Power

6. Ministry of Labour, Employment and Social Security
7. Ministry of Industry
8. Ministry of Commerce
9. Ministry of Health
10. Ministry of Finance
11. Ministry of National Planning and Economic Development
12. Ministry of Labour, Employment and Social Security
13. Central Bank of Myanmar
14. Office of Yangon Regional Government
15. Director General, Fire Service Department
16. Director General, Department of Environmental Conservation
17. Managing Director, Myanma Electric Power Enterprise
18. Director General, Immigration and National Registration Department
19. Director General, Directorate of Industrial Supervision and Inspection
20. Managing Director, Myanma Pharmaceutical Industries
21. Director General, Directorate of Trade
22. Director General, Food and Drug Administration (FDA)
23. Director General, Customs Department
24. Director General, Internal Revenue Department
25. Director General, Directorate of Investment and Company Administration
26. Director General, Directorate of Labour
27. Managing Director, Myanma Foreign Trade Bank
28. Managing Director, Myanma Investment and Commercial Bank
29. Managing Director, Myanma Insurance
30. Chairman, Republic of the Union of Myanmar Federation of Chambers of Commerce and Industry (UMFCCI)